

**BEFORE THE FOREIGN SERVICE GRIEVANCE BOARD**

In the Matter Between

  
Grievant

Record of Proceeding  
FSGB No. 2014-025

And

October 19, 2015

Department of State

**ORDER: WITHDRAWAL AND  
DISMISSAL WITHOUT PREJUDICE**

EXCISED

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For the Foreign Service Grievance Board:

Presiding Member:

John M. Vittone

Board Members:

J. Robert Manzanares  
Harlan F. Rosacker

Special Assistant:

Joseph Pastic

Representative for the Grievant:

George Chuzy, Esq.  
Kalijarvi, Chuzy, Newman & Fitch, P.C.

Representative for the Department:

Elizabeth A. Whitaker  
Grievance Analyst, HR/G

Employee Exclusive Representative:

American Foreign Service Association

## **ORDER: WITHDRAWAL AND DISMISSAL WITHOUT PREJUDICE**

In an e-mail message of September 17, 2015, grievant's attorney advised the Board,

Last year, prior to the parties' efforts to mediate this grievance, [REDACTED] had filed a complaint alleging whistleblower reprisal with the Office of Special Counsel involving the same issues. OSC indicated it would stay its inquiry into the complaint while mediation was underway, to see whether a resolution could be reached.

At [REDACTED] request, OSC has now resumed its processing of [REDACTED] complaint, and he is therefore withdrawing this grievance.

Thank you for your efforts in this matter.

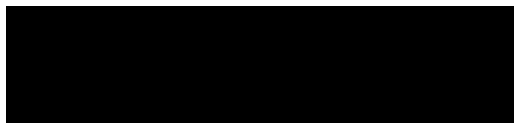
Concurrently with the above filing, the Department filed its response to grievant's motion to compel discovery that was pending when the Board resumed the appeal timeline. In the administrative correspondence that followed, grievant's attorney clarified that his withdrawal request is made without prejudice.

The messages have been entered in the record of proceedings and the Board will dismiss this case without prejudice. In view of this Order the Board will not consider the motion to compel discovery.

## **ORDER**

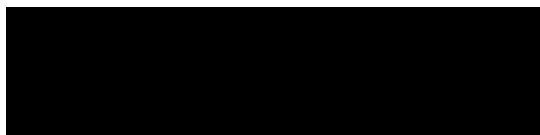
The case is dismissed without prejudice.

**For the Foreign Service Grievance Board:**



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John M. Vittone  
Presiding Member



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J. Robert Manzanares  
Member



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Harlan F. Rosacker  
Member